

**UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
MARSHALL DIVISION**

NETLIST, INC.,	)	
	)	
Plaintiff,	)	
	)	
vs.	)	Civil Action No. 2:22-CV-293-JRG
	)	
SAMSUNG ELECTRONICS CO., LTD.,	)	JURY TRIAL DEMANDED
SAMSUNG ELECTRONICS AMERICA,	)	(Lead Case)
INC., SAMSUNG SEMICONDUCTOR,	)	
INC.,	)	
	)	
Defendants.	)	
	)	
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NETLIST, INC.,	)	
	)	
Plaintiff,	)	
	)	
vs.	)	Civil Action No. 2:22-CV-294-JRG
	)	
MICRON TECHNOLOGY, INC.; MICRON	)	JURY TRIAL DEMANDED
SEMICONDUCTOR PRODUCTS, INC.;	)	
MICRON TECHNOLOGY TEXAS LLC,	)	
	)	
Defendants	)	
	)	
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**UNOPPOSED MOTION FOR LEAVE TO TAKE CLAIM CONSTRUCTION  
DEPOSITION OUT OF TIME**

Plaintiff Netlist, Inc. (“Netlist”) files this unopposed motion for leave to take a claim construction expert deposition out of time on or before August 23, 2023.

On July 13, 2023, Defendants Micron Technology, Inc., Micron Semiconductor Products, Inc., and Micron Technology Texas LLC (collectively “Micron”) served an expert declaration by Dr. Harold Stone in support of Micron’s claim construction positions. Netlist’s opening claim construction brief is due August 24, 2023. Dkt. 66 at 4. The deadline to complete claim construction discovery is August 10, 2023. *Id.* Because of scheduling conflicts, the parties are unable to schedule a deposition of Micron’s expert Dr. Stone before claim construction discovery closes on August 10, 2023. Accordingly, Netlist respectfully requests leave to take Dr. Stone’s deposition out of time on or before August 23, 2023. Netlist’s request would not affect the claim construction briefing deadlines, the date of the claim construction hearing, or other deadlines that require a showing of good cause to amend.

Counsel for Micron does not oppose the requested relief. A proposed order is submitted herewith.

Dated: August 3, 2023

Respectfully submitted,

/s/ Jason Sheasby

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*Attorneys for Plaintiff Netlist, Inc.*

**CERTIFICATE OF SERVICE**

I hereby certify that, on August 3, 2023, a copy of the foregoing was served to all counsel of record.

/s/ Michael Tezyan  
Michael Tezyan

**CERTIFICATE OF CONFERENCE**

I hereby certify that, on August 3, 2023, counsel for the parties met and conferred via e-mail on the issues raised in this joint motion.

/s/ Michael Tezyan  
Michael Tezyan